

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

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In re : Chapter 9  
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CITY OF DETROIT, MICHIGAN, : Case No. 13-53846  
:  
Debtor. : Hon. Steven W. Rhodes  
:  
:  
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**CORRECTED CITY OF DETROIT'S  
COUNTER-DESIGNATION OF THE CONTENTS OF THE RECORD**

Pursuant to Rule 8006 of the Federal Rules of Bankruptcy Procedure,  
appellee the City of Detroit (the "City") hereby submits this counter-designation of  
the contents of the record in response to *Appellant's Designation of the Contents of  
the Record and Statement of Issues on Appeal* [Docket No. 6104] filed by  
appellants Syncora Guarantee Inc. and Syncora Capital Assurance Inc.  
(collectively, "Syncora") on July 17, 2014.

## **Designation of Additional Items to Be Included in the Record On Appeal**

### **A. Case No. 13-53846**

<b>Item No. (Attached)</b>	<b>Date</b>	<b>Docket No.</b>	<b>Description</b>
1.	8/16/2013	0334	Order to Certain Parties to Appear for First Mediation
2.	8/22/2013	0562	Second Order Referring Matters to Facilitative Mediation
3.	8/23/2013	0593	Order to Certain Parties to Appear for Mediation of Certain Disputes Before Special Mediator U.S. Bankruptcy Judge Elizabeth Perris
4.	10/7/2013	1101	Third Order Referring Matters to Facilitative Mediation
5.	11/1/2013	1487	Amended Order to Appear Prior to November 6, 2013 Mediation Session [Dkt. 1485]
6.	12/20/2013	2262	Amended Order to Certain Parties to Appear for Continuing Mediation Sessions on December 23-24, 2013
7.	12/30/2013	2344	Order to Certain Parties to Appear for Continued Mediation on LTGO Matters
8.	12/30/2013	2345	Order to Certain Parties to Appear for Continued Mediation on UTGO Matters
9.	12/31/2013	2346	Order to Certain Parties to Appear for Continued Mediation on DWSD Matters
10.	3/20/2014	3105	Order to Certain Parties to Appear for Continued Mediation on UTGO Matters
11.	4/17/2014	4156	Order of Referral to Mediation
12.	4/21/2014	4205	Order to Certain Parties to Appear for Continued Mediation on LTGO Matters
13.	4/21/2014	4206	Order to Certain Parties to Appear for Continued Mediation on DWSD Matters
14.	4/21/2014	4207	Order to Certain Parties to Appear for Continued Mediation on DWSD Matters

15.	6/9/2014	5257	Order to Certain Parties to Appear for Continued Mediation on LTGO Matters
16.	6/19/2014	5452	Amended Order to Certain Parties to Appear for Continued Mediation on DWSD Matters [Dkt. 5450]
17.	6/26/2014	5612	Order to Appear for Continued Mediation on "COPs" Matters
18.	7/1/2014	5728	Objection of Debtor to Motion of Creditors to View Or, in the Alternative, Unseal Supplemental Order Regarding Mediation [Dkt. 5358]
19.	7/10/2014	5920	Order to Appear for Continued Mediation
20.	7/18/2014	6131	Amended Order to Certain Parties to Appear for Continued Mediation on DWSD Matters [Dkt. 6068]

Dated: August 1, 2014

Respectfully submitted,

/s/ Heather Lennox

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ATTORNEYS FOR THE CITY

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

In re:

**Chapter 9**

**City of Detroit, Michigan,**

**Case No. 13-53846**

**Debtor.**

**Hon. Steven W. Rhodes  
Hon. Gerald E. Rosen**

**ORDER TO CERTAIN PARTIES TO APPEAR  
FOR FIRST MEDIATION SESSION**

At a session of said Court, held in  
the U.S. Courthouse, Detroit, Michigan  
on August 16, 2013

PRESENT: Honorable Gerald E. Rosen  
United States District Chief Judge

**TO:** The City of Detroit/Emergency Manager  
General Retirement System  
Police and Fire Retirement System  
Michigan Council 25 of the American Federation of State,  
County, and Municipal Employees (“AFSCME”)  
International Union, UAW  
U.S. Bank National Association, as Trustee and Contract Administrator  
Detroit Fire Fighters Association  
The Detroit Police Officers Association  
The Detroit Police Lieutenants & Sergeants Association  
Downtown Development Authority  
The State of Michigan  
Michigan Department of Attorney General/Attorney General Bill Schuette

Pursuant to the August 16, 2013 First Order Referring Matters to Facilitative

Mediation,

**IT IS HEREBY ORDERED** the above-named parties shall appear for an **initial  
mediation session** before the Honorable Gerald E. Rosen, Chief Judge of the United



States District Court for the Eastern District of Michigan, in his Courtroom, Room 734  
Theodore Levin U.S. Courthouse, 231 W. Lafayette Blvd., Detroit, Michigan 48226 on  
**Tuesday, September 17, 2013 at 11:00 a.m.**

**IT IS FURTHER ORDERED** that, for said mediation session, and for any further session, each party shall be represented by **no more than two (2) attorneys and two (2) party-representatives** who have full authority to engage in settlement negotiations. *See* Local Bankruptcy Rule 7016-2(6); Eastern District of Michigan Local Rule 16.1(c).

s/Gerald E. Rosen  
Chief Judge, United States District Court

Dated: August 16, 2013

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

In re:

Chapter 9

City of Detroit, Michigan,

Case No. 13-53846

Debtor.

Hon. Steven W. Rhodes

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**Second Order Referring Matters to Facilitative Mediation**

Pursuant to this Court's Mediation Order entered on August 13, 2013, the following matters are hereby referred to Chief District Judge Gerald Rosen for facilitative mediation:

The disputes arising from the Forbearance and Optional Termination Agreement, dated as of July 15, 2013, by and among the City of Detroit, Michigan, the Emergency Manager of the City, the Detroit General Retirement System Service Corporation, and the Detroit Police and Fire Retirement System Service Corporation, on the one hand, and UBS AG and Merrill Lynch Capital Services, Inc., on the other.

It is so ordered.

**Signed on August 22, 2013**

/s/ Steven Rhodes

**Steven Rhodes  
United States Bankruptcy Judge**



**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

**In re:**

**Chapter 9**

**City of Detroit, Michigan,**

**Case No. 13-53846**

**Debtor.**

**/**

**Hon. Steven W. Rhodes  
Hon. Gerald E. Rosen**

**ORDER TO CERTAIN PARTIES TO APPEAR  
FOR MEDIATION OF CERTAIN DISPUTES BEFORE  
SPECIAL MEDIATOR U.S. BANKRUPTCY JUDGE ELIZABETH PERRIS**

At a session of said Court, held in  
the U.S. Courthouse, Detroit, Michigan  
on August 23, 2013

PRESENT: Honorable Gerald E. Rosen  
United States District Chief Judge

**TO:** The City of Detroit  
Emergency Manager Kevyn D. Orr  
General Retirement System  
Police and Fire Retirement System  
Syncora Guarantee, Inc.  
U.S. Bank, N.A.  
MGM Grand Detroit, LLC  
Detroit Entertainment, LLC d/b/a  
Motor City Casino  
Greektown Casino  
USB AG  
SBS Financial Products Co., LLC  
Merrill Lynch Capital Services, Inc.  
EEPK Bank  
DEPFA Bank  
Ad Hoc COP Holders  
Ambac Assurance Corp.  
National Public Finance Guarantee Corp.  
Assured Guaranty Municipal Corp.  
Financial Guaranty Insurance Co.

Pursuant to the Second Order Referring Matters for Facilitative Mediation entered

on August 22, 2013, referring for mediation the disputes arising from the July 15, 2013 Forbearance and Optional Termination Agreement entered into by the City of Detroit, the Emergency Manager of the City, the Detroit General Retirement System Service Corporation, and the Detroit Police and Fire Retirement System Service Corporation, on the one hand, and UBS AG and Merrill Lynch Capital Services, Inc., on the other,

**IT IS HEREBY ORDERED** that the above-named noticed parties shall appear for **mediation of the disputes arising from the July 15, 2013 Forbearance and Optional Termination Agreement** before Special Mediator U.S. Bankruptcy Judge Elizabeth L. Perris on **Thursday, August 29, 2013 at 9:30 a.m., at the Theodore Levin U.S. Courthouse, Room 861, 231 West Lafayette Blvd., Detroit, MI 48226.**

**IT IS FURTHER ORDERED** that, for this mediation session, the parties shall be represented by no more than the following number of representatives, including attorneys, who have full authority to engage in settlement negotiations. *See Local Bankruptcy Rule 7016-2(6); Eastern District of Michigan Local Rule 16.1(c):*

City of Detroit/ Emergency Manager - three (3)

Syncora Guaranty, Inc. - three (3)

Counterparties (USB AG, SBS Financial Products Co., LLC/Merrill Lynch Capital Services, Inc.) - six (6) total collectively

Ambac Assurance Corp., National Public Finance Guarantee Corp., Assured Guaranty Municipal Corp., Financial Guaranty Insurance Co. (collectively) - six (6) total  
Other parties - one (1) each

**IT IS FURTHER ORDERED** that if any party believes that the number of

permitted representatives is inadequate, the party shall no later than the close of business Monday, August 26, 2013, apply to the mediator in writing to increase the number of representatives. Any such request shall explain how many representatives are desired and the reason why additional representatives are needed.

**IT IS FURTHER ORDERED** that the parties shall submit via electronic mail (do not file with the court) to **elizabeth\_perris@orb.uscourts.gov** and **diane\_bridge@orb.uscourts.gov** a mediation statement **no later than the close of business on Tuesday, August 27, 2013**. The mediation statement need not be served on the other parties, shall not exceed ten (10) pages in length, and shall include suggested ways that the mediation might resolve, on an interim or permanent basis.

s/Gerald E. Rosen  
Chief Judge, United States District Court

Dated: August 23, 2013

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

In re:

City of Detroit, Michigan,  
Debtor.

Chapter 9  
Case No. 13-53846  
Hon. Steven W. Rhodes

**Third Order Referring Matters to Facilitative Mediation**

Pursuant to this Court's Mediation Order entered on August 13, 2013, the disputes between the City and the following Unions are hereby referred to Chief District Judge Gerald Rosen for facilitative mediation:

Assistant Supervisors of Street Maintenance & Construction Association  
Association of City of Detroit Supervisors  
Association of Detroit Engineers  
Association of Municipal Engineers  
Association of Municipal Inspectors  
Association of Professional Construction Inspectors  
Association of Professional & Technical Employees  
Building & Construction Trades Council  
Detroit Income Tax Investigators Association  
Emergency Medical Service Officers Association (EMSOA)  
Field Engineers Association  
International Union of Operating Engineers (IUOE) Local 324 - Operating Engineers,  
Detroit Principal Clerks, & Park Management  
Police Officers Association of Michigan  
Police Officers Labor Council  
Police Officers Labor Council - Health Department  
Police Officers Labor Council - Detention Facility Officer  
Senior Accountants, Analysts & Appraisers Association  
Service Employees International Union (SEIU) Local 517M - Supervisory & Non  
Supervisory Units  
Service Employees International Union (SEIU) Local 517M - Professional &  
Technical Unit  
Teamsters, Local 214

It is so ordered.

Signed on October 07, 2013

/s/ Steven Rhodes

Steven Rhodes



**United States Bankruptcy Judge**

UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN

In re:

**Chapter 9**

**City of Detroit, Michigan,**

**Case No. 13-53846**

**Debtor.**

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**Hon. Steven W. Rhodes  
Hon. Gerald E. Rosen**

**AMENDED ORDER TO APPEAR PRIOR TO NOVEMBER 6, 2013  
MEDIATION SESSION**

At a session of said Court, held in  
the U.S. Courthouse, Detroit, Michigan  
on November 1, 2013

PRESENT: Honorable Gerald E. Rosen  
United States District Chief Judge

In preparation for the mediation session on November 6, 2013 scheduled to begin at  
10:00 am.,

**IT IS HEREBY ORDERED** that the attorneys for the Retirement Committee and  
for the City of Detroit, only, appear prior to the mediation session for settlement discussions  
at **8:30 am on November 6, 2013** before the Honorable Gerald E. Rosen, Chief Judge of the  
United States District Court for the Eastern District of Michigan, in his Chambers, Room  
730 Theodore Levin U.S. Courthouse, 231 W. Lafayette Blvd. Detroit, Michigan 48226.

s/Gerald Rosen

Chief Judge, United States District Court

Dated: November 1, 2013



**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN**

**In re:**

**City of Detroit, Michigan,**

**Debtor.**

**/**

**Chapter 9**

**Case No. 13-53846**

**Hon. Steven W. Rhodes  
Hon. Gerald E. Rosen**

**AMENDED ORDER TO CERTAIN PARTIES TO APPEAR FOR  
CONTINUING MEDIATION SESSIONS ON DECEMBER 23-24, 2013**

**TO:** The City of Detroit  
Emergency Manager Kevyn D. Orr  
Syncora Capital Assurance, Inc.  
Syncora Guarantee, Inc.  
Berkshire Hathaway Reinsurance Group  
Wilmington Trust Company, National Association, as successor to U.S.  
Bank National Association, as Trustee and Contract Administrator  
USB AG  
SBS Financial Products Co., LLC  
Merrill Lynch Capital Services, Inc.  
EEPK Bank and its affiliates  
DEPFA Bank, plc, as servicer for FMS Wertmanagement  
Ad Hoc COP Holders (Dexia Credit Local, Dexia Holdings, Inc.,  
Norddeutsche Landesbank Covered Finance Bank, S.A.)  
Ambac Assurance Corp.  
Financial Guaranty Insurance Co.  
General Retirement System  
Police and Fire Retirement System

The above-identified parties with their counsel are hereby ordered to appear  
for continuing mediation sessions on **Monday, December 23 and Tuesday,**



**December 24, 2013 at 9:00 a.m.** in Room 722 of the Theodore Levin U.S. Courthouse, 231 W. Lafayette Blvd., Detroit, MI 48226.

IT IS FURTHER ORDERED that for purposes of appearing at these mediation sessions, “party” means a representative of the party **with full settlement authority**.

**Failure of any party to appear shall be grounds for the imposition of immediate sanctions, including entry of a default judgment.**

**SO ORDERED.**

s/Gerald E. Rosen  
Chief Judge, United States District Court

Dated: December 20, 2013

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

**In re:**

**Chapter 9**

**City of Detroit, Michigan,**

**Case No. 13-53846**

**Debtor.**

**/**

**Hon. Steven W. Rhodes  
Hon. Gerald E. Rosen**

**ORDER TO CERTAIN PARTIES TO APPEAR  
FOR CONTINUED MEDIATION ON LTGO MATTERS**

At a session of said Court, held in  
the U.S. Courthouse, Detroit, Michigan  
on December 30, 2013

PRESENT: Honorable Gerald E. Rosen  
United States District Chief Judge

**TO:** The City of Detroit  
Emergency Manager Kevyn D. Orr  
Black Rock Financial Management  
Ambac Assurance Corporation

**IT IS HEREBY ORDERED** that the above-named noticed parties shall appear,  
with counsel, for continuing mediation on **Monday, January 6, 2014, at 10:00 a.m.** at  
**the NEW YORK OFFICE OF JONES DAY, 222 East 41st St., New York, NY**  
**10017.**

s/ Gerald E. Rosen  
Gerald E. Rosen, U.S. District Chief Judge,  
Judicial Mediator



UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

In re:

**Chapter 9**

**City of Detroit, Michigan,**

**Case No. 13-53846**

**Debtor.**

/

**Hon. Steven W. Rhodes  
Hon. Gerald E. Rosen**

**ORDER TO CERTAIN PARTIES TO APPEAR  
FOR CONTINUED MEDIATION ON UTGO MATTERS**

At a session of said Court, held in  
the U.S. Courthouse, Detroit, Michigan  
on December 30, 2013

PRESENT: Honorable Gerald E. Rosen  
United States District Chief Judge

**TO:** The City of Detroit  
Emergency Manager Kevyn D. Orr  
National Public Finance Guarantee Corporation  
Assured Guaranty Municipal Corporation  
Ambac Assurance Corporation  
Syncora Capital Assurance, Inc.  
Syncora Guarantee, Inc.

**IT IS HEREBY ORDERED** that the above-named noticed parties shall appear,  
with counsel, for continuing mediation on **Tuesday, January 7, 2014, at 9:30 a.m. at the**  
**NEW YORK OFFICE OF JONES DAY, 222 East 41st St., New York, NY 10017.**

s/ Gerald E. Rosen

Gerald E. Rosen, U.S. District Chief Judge,  
Judicial Mediator



**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

**In re:**

Chapter 9

## **City of Detroit, Michigan,**

Case No. 13-53846

## **Debtor.**

**Hon. Steven W. Rhodes  
Hon. Gerald E. Rosen**

**ORDER TO CERTAIN PARTIES TO APPEAR  
FOR CONTINUED MEDIATION ON DWSD MATTERS**

At a session of said Court, held in  
the U.S. Courthouse, Detroit, Michigan  
on December 30, 2013

PRESENT: Honorable Gerald E. Rosen  
United States District Chief Judge

**TO:** The City of Detroit  
Emergency Manager Kevyn D. Orr  
U.S. Bank National Association, as Trustee, etc.  
Assured Guaranty Municipal Corporation  
Financial Guaranty Corporation  
Black Rock Financial Management  
Berkshire Hathaway Reinsurance Group  
Fidelity Management and Research Co.  
Eaton Vance Management

**IT IS HEREBY ORDERED** that the above-named noticed parties shall appear, with counsel, for continuing mediation on **Monday, January 6, 2014, and Tuesday, January 7, 2014, at the NEW YORK OFFICE OF JONES DAY, 222 East 41st St., New York, NY 10017, at the following times:**

**Monday, January 6, 2014 at 1:30 p.m.** -- City of Detroit, Emergency Manager Kevyn D. Orr, and **DWSD bondholder representatives, only.**

**Tuesday, January 7, 2014 at 2:00 p.m.**



Manager Kevyn D. Orr, **DWSD bondholder representatives and bond insurers.**

**IT IS FURTHER ORDERED** that on or before the close of business on **Thursday, January 2, 2014**, the City shall provide to all parties scheduled to attend the mediation and the mediators a written summary of the potential treatment of water and sewer bond claims in the City's plan of adjustment. The information provided shall include, without limitation:

1. The amount that the City expects to receive if the water and/or sewer systems are leased, sold, or transferred, including a summary of how those amounts will be paid and how the payments will be treated relative to the bond payments.
2. Payment terms, including interest rate, treatment of existing call provisions, and any proposed make whole provisions.
3. The amount of legacy pension, other post-employment benefits (OPEB) and certificate of participation (COP) liabilities the City intends to assess to the water and sewer systems under all potential approaches being addressed by the plan including, without limitation, those being assumed by the City as part of the lease/transfer payment, those being assumed by the lessee/transferee, and those being assessed to the water and sewer systems as operating and maintenance (O & M) expenses if the City retains the water and sewer systems.

s/ Gerald E. Rosen

Gerald E. Rosen, U.S. District Chief Judge,  
Judicial Mediator

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

In re:

**Chapter 9**

**City of Detroit, Michigan,**

**Case No. 13-53846**

**Debtor.**

/

**Hon. Steven W. Rhodes  
Hon. Gerald E. Rosen**

**ORDER TO CERTAIN PARTIES TO APPEAR  
FOR CONTINUED MEDIATION ON UTGO MATTERS**

At a session of said Court, held in  
the U.S. Courthouse, Detroit, Michigan  
on March 20, 2014

PRESENT: Honorable Gerald E. Rosen  
United States District Chief Judge

**TO:** The City of Detroit  
MBIA/National Public Finance Guarantee Corporation  
Assured Guaranty Municipal Corporation  
Ambac Assurance Corporation

**IT IS HEREBY ORDERED** that the above-named noticed parties shall appear,  
with counsel, financial advisors, and party-representatives with full and complete  
settlement authority, for continuing mediation in the chambers of Chief Judge Gerald E.  
Rosen, Room 730 Theodore Levin U.S. Courthouse, 231 W. Lafayette Blvd., Detroit,  
Michigan on Monday, March 24, 2014 at 9:30 a.m.

s/ Gerald E. Rosen  
Gerald E. Rosen, U.S. District Chief Judge,  
Judicial Mediator



UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

In re:  
City of Detroit, Michigan,  
Debtor.

Chapter 9  
Case No. 13-53846  
Hon. Steven W. Rhodes

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**Order of Referral to Mediation**

Wayne County has filed a motion to refer to mediation the matter of whether to create a regional water authority involving the City and the counties of Macomb, Oakland and Wayne. (Dkt. #3945) For the reasons stated on the record in open Court, the Court finds that there is good cause to grant the motion. Specifically, the Court finds that such negotiations are in the best interest of the City and all of its customers, and that this bankruptcy case offers the parties a unique opportunity to negotiate a regional water authority.

Although not specifically requested in the motion, the Court also more broadly refers for mediation all issues relating to the Department of Water and Sewerage and these counties.

Accordingly, it is hereby ordered that these matters are referred to Chief Judge Rosen for mediation.

Signed on April 17, 2014

/s/ Steven Rhodes

Steven Rhodes  
United States Bankruptcy Judge



UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

In re:

**Chapter 9**

**City of Detroit, Michigan,**

**Case No. 13-53846**

**Debtor.**

/

**Hon. Steven W. Rhodes  
Hon. Gerald E. Rosen**

**ORDER TO CERTAIN PARTIES TO APPEAR  
FOR CONTINUED MEDIATION ON LTGO MATTERS**

At a session of said Court, held in  
the U.S. Courthouse, Detroit, Michigan  
on April 21, 2014

PRESENT: Honorable Gerald E. Rosen  
United States District Chief Judge

**TO:** The City of Detroit  
Black Rock Financial Management  
Ambac Assurance Corporation

**IT IS HEREBY ORDERED** that the above-named noticed parties shall appear  
for continuing mediation, with counsel and party-representatives **with full and complete**  
**settlement authority**, for continuing mediation in the chambers of Chief Judge Gerald E.  
Rosen, Room 730 Theodore Levin U.S. Courthouse, 231 W. Lafayette Blvd., Detroit,  
Michigan on **Thursday, May 1, 2014, at 9:00 a.m.**

s/ Gerald E. Rosen

Gerald E. Rosen, U.S. District Chief Judge,  
Judicial Mediator



**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

**In re:**

**Chapter 9**

**City of Detroit, Michigan,**

**Case No. 13-53846**

**Debtor.**

**/**

**Hon. Steven W. Rhodes  
Hon. Gerald E. Rosen**

**ORDER TO CERTAIN PARTIES TO APPEAR  
FOR CONTINUED MEDIATION ON DWSD MATTERS**

At a session of said Court, held in  
the U.S. Courthouse, Detroit, Michigan  
on April 21, 2014

PRESENT: Honorable Gerald E. Rosen  
United States District Chief Judge

**TO:** The City of Detroit  
U.S. Bank National Association, as Trustee, etc.  
Assured Guaranty Municipal Corporation  
Financial Guaranty Insurance Corporation  
MBIA/National Public Finance Guarantee Corporation  
Berkshire Hathaway Reinsurance Group

**IT IS HEREBY ORDERED** that the above-named noticed parties, **only**, shall appear for continuing mediation, with counsel and party-representatives **with full and complete settlement authority**, in the chambers of Chief Judge Gerald E. Rosen, Room 730 Theodore Levin U.S. Courthouse, 231 W. Lafayette Blvd., Detroit, Michigan on **Friday, May 2, 2014 at 9:30 a.m.**

s/ Gerald E. Rosen

Gerald E. Rosen, U.S. District Chief Judge,  
Judicial Mediator



UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

In re:

**Chapter 9**

**City of Detroit, Michigan,**

**Case No. 13-53846**

**Debtor.**

/

**Hon. Steven W. Rhodes  
Hon. Gerald E. Rosen**

**ORDER TO CERTAIN PARTIES TO APPEAR  
FOR CONTINUED MEDIATION ON DWSD MATTERS**

At a session of said Court, held in  
the U.S. Courthouse, Detroit, Michigan  
on April 21, 2014

PRESENT: Honorable Gerald E. Rosen  
United States District Chief Judge

**TO:** The City of Detroit  
U.S. Bank National Association, as Trustee, etc.  
Black Rock Financial Management  
Eaton Vance Management  
Fidelity Management & Research Company

**IT IS HEREBY ORDERED** that the above-named noticed parties, **only**, shall appear for continuing mediation, with counsel and party-representatives **with full and complete settlement authority**, in the chambers of Chief Judge Gerald E. Rosen, Room 730 Theodore Levin U.S. Courthouse, 231 W. Lafayette Blvd., Detroit, Michigan on **Thursday, May 1, 2014 at 2:00 p.m.**

s/ Gerald E. Rosen

Gerald E. Rosen, U.S. District Chief Judge,  
Judicial Mediator



UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

In re:

**Chapter 9**

**City of Detroit, Michigan,**

**Case No. 13-53846**

**Debtor.**

/

**Hon. Steven W. Rhodes  
Hon. Gerald E. Rosen**

**ORDER TO CERTAIN PARTIES TO APPEAR  
FOR CONTINUED MEDIATION ON LTGO MATTERS**

At a session of said Court, held in  
the U.S. Courthouse, Detroit, Michigan  
on June 9, 2014

PRESENT: Honorable Gerald E. Rosen  
United States District Chief Judge

**TO:** The City of Detroit  
Black Rock Financial Management  
Ambac Assurance Corporation

**IT IS HEREBY ORDERED** that the above-named noticed parties shall appear  
for continuing mediation, with counsel and party-representatives **with full and complete  
settlement authority**, for continuing mediation in the chambers of Chief Judge Gerald E.  
Rosen, Room 730 Theodore Levin U.S. Courthouse, 231 W. Lafayette Blvd., Detroit,  
Michigan on **Thursday, June 12, 2014, at 9:00 a.m.**

s/Gerald E. Rosen

United States District Chief Judge,  
Judicial Mediator

Dated: June 9, 2014



**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

**In re:**

**Chapter 9**

**City of Detroit, Michigan,**

**Case No. 13-53846**

**Debtor.**

/

**Hon. Steven W. Rhodes  
Hon. Gerald E. Rosen**

**AMENDED ORDER TO CERTAIN PARTIES TO APPEAR  
FOR CONTINUED MEDIATION ON DWSD MATTERS**

At a session of said Court, held in  
the U.S. Courthouse, Detroit, Michigan  
on June 19, 2014

PRESENT: Honorable Gerald E. Rosen  
United States District Chief Judge

**TO:** The City of Detroit  
U.S. Bank National Association, as Trustee, etc.  
Assured Guaranty Municipal Corporation  
Financial Guaranty Insurance Corporation  
MBIA/National Public Finance Guarantee Corporation  
Berkshire Hathaway Reinsurance Group  
Black Rock Financial Management  
Eaton Vance Management  
Fidelity Management & Research Company  
State of Michigan, Department of Treasury - Michigan Finance Authority  
First Southwest Company  
Nuveen Asset Management  
Franklin Advisors, Inc.

**IT IS HEREBY ORDERED** that the above-named noticed parties shall appear, with  
counsel, for continuing mediation on **Tuesday, June 24, 2014, at 10:00 a.m.** at the **NEW YORK  
OFFICE OF JONES DAY, 222 East 41st St., New York, NY 10017.**

All parties and counsel are reminded that all proceedings, discussions, negotiation, and  
writings incident to mediation are privileged and confidential, and are not to be disclosed to any  
third-parties. *See* August 13, 2013 Mediation Order, Dkt. # 322.

s/ Gerald E. Rosen  
Gerald E. Rosen, U.S. District Chief Judge,  
Judicial Mediator

Dated: June 19, 2014



13-53846-5wr Doc 6462 Filed 06/19/14 Entered 06/19/14 13538461406190000000000000007

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN**

**In re:**

**City of Detroit, Michigan,**

**Debtor.**

/

**Chapter 9**

**Case No. 13-53846**

**Hon. Steven W. Rhodes  
Hon. Gerald E. Rosen**

**ORDER TO APPEAR FOR CONTINUED  
MEDIATION ON “COPs” MATTERS**

**TO:** The City of Detroit  
Syncora Capital Assurance, Inc.  
Syncora Guarantee, Inc.  
Berkshire Hathaway Reinsurance Group  
Wilmington Trust Company, National Association, as successor to U.S.  
Bank National Association, as Trustee and Contract Administrator  
EEP Bank and its affiliates  
Ad Hoc COP Holders (Dexia Credit Local, Dexia Holdings, Inc.,  
Norddeutsche Landesbank Covered Finance Bank, S.A.)  
Financial Guaranty Insurance Co.

Attorneys for the above-identified parties are hereby ordered to appear for  
continued mediation on COPs-related matters, **Monday, June 30, 2014 at 12:00**  
**p.m.** in Room 722 of the Theodore Levin U.S. Courthouse, 231 W. Lafayette  
Blvd., Detroit, MI 48226.

**SO ORDERED.**

s/ Gerald E. Rosen  
United States District Chief Judge,  
Judicial Mediator

Dated: June 26, 2014



**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

-----x  
:  
In re : Chapter 9  
:  
CITY OF DETROIT, MICHIGAN, : Case No. 13-53846  
:  
Debtor. : Hon. Steven W. Rhodes  
:  
-----x

**OBJECTION OF DEBTOR TO MOTION OF  
CREDITORS TO VIEW OR, IN THE ALTERNATIVE, UNSEAL  
SUPPLEMENTAL ORDER REGARDING MEDIATION [DOCKET NO. 5358]**

The City of Detroit (the "City"), as the debtor in the above-captioned case, hereby asserts this objection (this "Objection") to the Motion of Creditors to View or, in the Alternative, Unseal Supplemental Order Regarding Mediation Confidentiality (Docket No. 5358) (the "Motion") filed by Syncora Guarantee, Inc., Syncora Capital Assurance Inc., Financial Guaranty Insurance Company and Hypothekenbank Frankfurt AG, Hypothekenbank Frankfurt International S.A., Erste Europäische Pfandbrief- und Kommunalkreditbank Aktiengesellschaft in Luxemburg S.A. (collectively, the "Movants"). In support of this Objection, the City respectfully represents as follows:

## **Objection**

1. On July 12, 2014, the Court entered the Supplemental Order Regarding Mediation Confidentiality (Docket No. 5294) (the "Supplemental Order"), which was filed under seal.

2. Because the Supplemental Order was filed under seal, the City cannot describe or reveal its contents. Nevertheless, if the Supplemental Order affected the Movants, the City believes that the Movants would have been served with a copy of the Supplemental Order.

3. The City believes that that the Supplemental Order should remain confidential and sealed.

4. The City therefore requests that the Motion be denied.

5. If the Court directs, the City can provide additional information in support of this Objection.

Dated: July 1, 2014

Respectfully submitted,

/s/ Heather Lennox

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Heather Lennox (OH 0059649)

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ATTORNEYS FOR THE CITY

## **CERTIFICATE OF SERVICE**

I, Heather Lennox, hereby certify that the foregoing Objection of Debtor to Motion of Creditors to View or, in the Alternative, Unseal Supplemental Order Regarding Mediation Confidentiality [Docket No. 5358], was filed and served via the Court's electronic case filing and noticing system on this 1st day of July, 2014.

/s/Heather Lennox

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN

In re:

City of Detroit, Michigan,

Debtor.

Chapter 9

Case No. 13-53846

Hon. Steven W. Rhodes  
Hon. Gerald E. Rosen

**ORDER TO APPEAR FOR CONTINUED MEDIATION**

**TO:** Jeff Pegg  
DFFA Board Members  
Chris Leggio  
Earl Earman  
Barbara Patek  
Sydney Zack  
John Berlin  
Detroit Mayor Michael Duggan  
Detroit Emergency Manager Kevyn Orr  
Michael Rossman

The above-identified parties and attorneys are hereby ordered to appear for continued mediation on DFFA-related matters, **Monday, July 14, 2014 at 1:00 p.m., and continuing through Tuesday, July 15, 2014**, in Room 722 of the Theodore Levin U.S. Courthouse, 231 W. Lafayette Blvd., Detroit, MI 48226.

Parties should be prepared to discuss the following:

1. Promotions/Seniority
2. Appointments
3. Medical Runs
4. Date to complete CBA negotiations
5. July 16th hearing on objections

**SO ORDERED.**

s/ Gerald E. Rosen  
United States District Chief Judge,  
Judicial Mediator

Dated: July 10, 2014

13-53846-twr Doc 6468 Filed 08/07/14 Entered 08/07/14 13:53:46



**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

**In re:**

**Chapter 9**

**City of Detroit, Michigan,**

**Case No. 13-53846**

**Debtor.**

**/**

**Hon. Steven W. Rhodes  
Hon. Gerald E. Rosen**

**AMENDED ORDER TO CERTAIN PARTIES TO APPEAR  
FOR CONTINUED MEDIATION ON DWSD MATTERS**

At a session of said Court, held in  
the U.S. Courthouse, Detroit, Michigan  
on July 18, 2014

PRESENT: Honorable Gerald E. Rosen  
United States District Chief Judge

**TO:** The City of Detroit  
Detroit Water and Sewerage Department  
Assured Guaranty Municipal Corporation  
Financial Guaranty Insurance Corporation  
MBIA/National Public Finance Guarantee Corporation  
Berkshire Hathaway Reinsurance Group  
State of Michigan, Department of Treasury - Michigan Finance Authority  
First Southwest Company

**IT IS HEREBY ORDERED** that the above-named noticed parties shall appear, with  
counsel, for continuing mediation on **Monday, July 21, 2014, at 10:30 a.m.** in Room 722 of  
the Theodore Levin U.S. Courthouse, 231 W. Lafayette Blvd., Detroit, MI 48226.

The following ad hoc bondholders committee members and their counsel, as well as  
the bond trustee, are also invited to attend but are not required to do so:

Black Rock Financial Management  
Eaton Vance Management  
Fidelity Management & Research Company  
Nuveen Asset Management  
Franklin Advisors, Inc.  
U.S. Bank National Association, as Trustee

**Counsel should be prepared to stay overnight in Detroit for a continuation of the**



**mediation session on Tuesday, July 22, 2014 in the event the mediators deem it necessary.**

All parties and counsel are reminded that all proceedings, discussions, negotiation, and writings incident to mediation are be privileged and confidential, and are not to be disclosed to any third-parties. *See* August 13, 2013 Mediation Order, Dkt. # 322.

Date: July 18, 2014

s/Gerald E. Rosen

Gerald E. Rosen, U.S. District Chief Judge,  
Judicial Mediator